

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROSCOE BROWN, JR.,  
Petitioner,

CIVIL ACTION

v.

SUPERINTENDENT  
M.W. HARLOW, et al.,  
Respondents.

NO. 11-2001

ORDER

LEGROME D. DAVIS, J.

AND NOW, this 6<sup>th</sup> day of Sept., 2011, upon careful and independent consideration of the petition for Writ of *Habeas Corpus*, and after review of the Report and Recommendation of the United States Magistrate Judge Linda K. Caracappa, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for Writ of *Habeas Corpus* is DENIED with prejudice.
3. There is no probable cause to issue a certificate of appealability.
4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

/s/ Legrome D. Davis

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LEGROME D. DAVIS, J.